THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 26663 of 2006

Date: 06.11.2007

Between:

V. Atchaiah and others.

..... PETITIONERS

AND

The General Manager,
Telecom District, BSNL, Nalgonda and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 26663 of 2007

Order:

This writ petition is filed seeking a direction that the petitioners are entitled for placement in the scale of Rs.4000-100-6000 in the cadre of Telecom Mechanics on completion of 16 years of service from the date of their appointment as Regular Mazdoors/Group-D in terms of the judgment of this Court in W.P. No. 14744 of 2001, dated 16.10.2003, with all consequential benefits.

Learned counsel for the petitioners submits that the petitioners herein are similarly placed to that of the respondents in W.A. No. 1959 of 2005 and batch, and as such petitioners may be granted same relief and their scale of pay may be fixed at Rs.4000-100-6000/-, as per the judgment of the Division Bench of this Court in the said writ appeal.

Learned Standing Counsel for the respondents does not dispute the said fact. He, however, states that against the order passed in W.A. No.1959 of 2005 and batch, respondents herein/appellants therein preferred S.L.P. No. 8488 of 2006 and batch and the Hon'ble Supreme Court has granted stay of operation of the order passed in the said writ appeals. Therefore, the learned counsel requests that this writ petition may be disposed of directing the respondents that in the event of their failing in the said Special Leave Petitions, the respondents shall consider the cases of the petitioners and also extend the benefit of the relief granted in W.A. No. 1959 of 2005 and batch.

In the light of the said submission, this writ petition is disposed of directing the respondents that if they fail in S.L.P.
No. 8488 of 2006 and batch, they shall extend the benefit of the relief granted in W.A. No.1959 of 2005 and batch and fix the scale of pay of

petitioners in accordance with the judgment in the said writ appeals. No costs.

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N.V. RAMANA, J.

Date: 06.11.2007
Nsr